

**Kenyon & Kenyon
One Broadway
New York, NY 10004**

October 30, 2006

Mail Stop 16.
Director of the US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

To Whom It May Concern,

I have been assigned to reconcile the USPTO's Deposit Account against Kenyon and Kenyon's records. Below are charges that are inconsistent with what we believe is true. I would respectfully ask that you reimburse Kenyon and Kenyon's Deposit Account 110600 for these fees listed below. If there is any other information you need, please feel free to contact me at Jduffy@kenyon.com.

25-Aug	107	10017093	11403/12	1402	\$500.00	JKD		Appeal Brief Fee already paid when the first Appeal Brief was mailed on 12/13/04, therefore should not be charged again to the extent already charged.
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Thank You,

Judy Duffy
Judy Duffy

Best Available Copy



[11403/12]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES**

X

In re Application of:

Mark Klausner et al.

For: AUTONOMOUS IN VEHICLE
NAVIGATION SYSTEM AND
DIAGNOSTIC SYSTEM

Examiner: Thu V. Nguyen

Filed: December 13, 2001

I hereby certify that ~~an~~ ^{the} ~~Attorney~~ ³⁶⁶ is being deposited with the
United States Postal Service with sufficient postage as first class mail
in an envelope addressed to:
MAIL STOP ~~APPEAL BRIEF - PATENT~~
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

MAIL STOP APPEAL BRIEF - PATENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DMB: 21/8/06
Signature: 

AARON C. DEDITCH

**REPLACEMENT APPEAL BRIEF TRANSMITTAL
IN RESPONSE TO A NOTIFICATION OF NON-COMPLIANCE
AND PETITION TO EXTEND UNDER 37 C.F.R. § 1.136(a)**

SIR:

Accompanying this Appeal Brief Transmittal is a Replacement Appeal Brief pursuant to 37 C.F.R. § 41.37 (in triplicate as a courtesy) for filing in the above-identified patent application, in response to the Notification of Non-Compliance mailed on April 21, 2006.

This is also a Petition To Extend Under 37 C.F.R. § 1.136(a) to extend the one-month response date by three (3) months from the one-month date of May 21, 2006 to August 21, 2006. Please charge the three-month extension fee of \$1,020.00 to respond to the Notification of Non-Compliance to Deposit Account No. 11-0600.

(It is noted that the appropriate appeal brief of fee of \$500.00, which is the Appeal Brief fee under 37 C.F.R. § 1.17(c) was already paid when the first Appeal Brief was mailed on December 13, 2004 (and filed on December 16, 2004) and therefore should not be charged again to the extent already charged).

The Commissioner is also authorized, as necessary and/or appropriate, to charge any additional and appropriate fees, including any further Rule 136(a) extension fees, or credit any overpayment to Deposit Account No. 11-0600. Two duplicate copies of this transmittal are enclosed for these purposes.

Respectfully submitted,

By:

Geyard A. Messina

(Reg. No. 35,952)

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CUSTOMER NO. 26646

Dated: 8/21/2006

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02 NY012306410 V1 1020.00 DA

Adjustment date: 12/07/2006 SDIRET1
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